THE HON'BLE SRI JUSTICE N.V.RAMANA

Writ Petition No. 12604 of 2007

Date: 31.7.2007

Between:

L.Srinivas Reddy & ors

…..PETITIONER

AND

The A.P. Central Power Distribution Company Limited,
Rep by its Chief General Manager (Commercial)
Red Hills, Hyderabad and another.

….RESPONDENTS

THE HON'BLE SRI JUSTICE N.V.RAMANA

Writ Petition No. 12604 of 2007

Order:

The petitioner, who is working as a contract labour in the respondents-APCPDCL, filed the present writ petition challenging the action of the respondents-APCPDCL in not considering the case of the petitioner for the post of contract Junior Lineman in pursuance of the notification dated 8.6.2006 on the ground that they do not possess the ITI qualification as illegal and arbitrary.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents-APCPDCL.

As per the revised notification issued by the respondents-APCPDCL, the minimum qualification for the post of contract junior lineman is SSLC/SSC/10th class with ITI qualification in Electrical/Wireman trade or Intermediate Vocational course in Electrical trade. Admittedly, the petitioners do not possess the requisite qualification. The petitioners are questioning the prescription of minimum qualification of SSC with ITI in Electrical trade or Intermediate Vocational course in electrical trade for the post of contract Junior Lineman, as illegal. It is well settled that prescription of qualification for a particular post is the prerogative of the executive concerned, which is fixed taking into consideration the nature of duties to be performed etc., and this Court having no expertise over such

matters, cannot substitute its view and prescribe qualification or relax the conditions prescribed in the notification. Further, the apex Court in Civil Appeal No. 3215 of 2002 and batch, dated 18.04.2002, considered similar issue and held that statutory regulations provide that there shall not be any relaxation.

In that view of the matter, no relief as prayed for by the petitioner in this writ petition can be granted.

The writ petition is devoid of merit and the same is accordingly dismissed. No costs.

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N.V. RAMANA, J.

Date: 31.7.2007
tvk

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